

REMARKS

Careful consideration has been given by the applicant to the Examiner's comments and rejection of the claims, as set forth in the outstanding Office Action, and favorable reconsideration and allowance of the application, as amended, is earnestly solicited.

Applicant notes the Examiner's rejection of Claims 4 and 6 under 35 U.S.C. §112, second paragraph, for employing language of a registered trademark, which is not permitted pursuant to the U.S. practice.

Accordingly, in order to clearly meet the Examiner's requirements in that regard, applicant has amended the terminology in the claims to indicate that this relates to "a hook and loop fastener, such as the ones sold under the trademark of Velcro." This terminology is deemed to meet the Examiner's requirements, as set forth in the Office Action, thereby obviating the rejection under 35 U.S.C. §112, second paragraph.

Furthermore, applicant notes the rejection of Claims 1, 2, 5, 7, 8/1 and 8/7, under 35 U.S.C. §102(b), as being allegedly anticipated by Hummel, et al. '913, as detailed in the Office Action. Applicant also notes the rejection of Claims 3 and 4 under 35 U.S.C. §103(a), as being unpatentable over Hummel, et al. '913 in view of Massie '547, as detailed in the Office Action; and the rejection of Claim 6 under 35 U.S.C. §103(a), as being unpatentable over Hummel, et al. '913.

Accordingly, upon careful consideration of the art and in order to clearly and unambiguously distinguish thereover, applicant has cancelled Claims 2, 3 and 5 without prejudice and disclaimer, and also implemented appropriate amendments to the remaining claims in order to clearly and patentably distinguish over the art, irrespective as to whether the latter is considered singly or in combination.

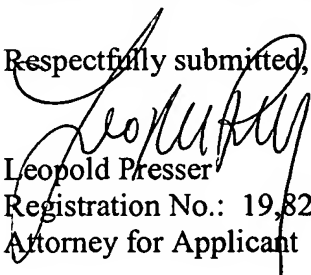
In particular, the primary features of cancelled Claims 2, 3 and 5, have now been incorporated into amended Claim 1, so as to clearly distinguish over the art.

In that connection, applicant notes that the claims clearly distinguish over Hummel, et al. '913 and Massie '547, both as to the function and the structure thereof. In particular, as set forth in the claims, the accommodating space is actually "suspended" and is positioned beneath the bassinet. Moreover, the bassinet is placed in a location so as to be supported on the play yard, and, moreover, encompassed by a fabric in a manner such that a baby may be located and supported thereon.

The foregoing construction and function is not disclosed nor suggested in either of the prior art publications, nor would the prior art be capable of imparting that particular function to the present bassinet. Accordingly, the claims, as amended herein, are deemed to clearly and patentably distinguish over the art, and in view of the Amendment, which also concurrently obviates the grounds of formal rejection set forth by the Examiner, the application is deemed to be in condition for allowance. Accordingly, applicant respectfully requests that the Notice of Allowance be issued in due course.

However, in the event that the Examiner has any queries concerning the instantly submitted Amendment, applicant's attorney respectfully requests that he be accorded the courtesy of possibly a telephone conference to discuss any matters in need of attention.

Respectfully submitted,


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